

Docket No.  
AUTOCART

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**SYSTEM, METHOD AND PROCESS FOR DELIVERY OF CLASSIFIED GOODS AND SERVICES  
THROUGH A DRIVE-THROUGH COMPLEX**

the specification of which  
(check one)

☒ is attached hereto.

☒ was filed on July 12, 2000 as United States Application No. or PCT International  
Application Number 09/614,821

and was amended on June 25, 2003 (most recent amendment)

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

|                          |               |
|--------------------------|---------------|
| _____                    | _____         |
| (Application Serial No.) | (Filing Date) |
| _____                    | _____         |
| (Application Serial No.) | (Filing Date) |
| _____                    | _____         |
| (Application Serial No.) | (Filing Date) |

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

|                          |               |                                |
|--------------------------|---------------|--------------------------------|
| 09/614,821               | July 12, 2000 | Pending                        |
| _____                    | _____         | _____                          |
| (Application Serial No.) | (Filing Date) | (Status)                       |
|                          |               | (patented, pending, abandoned) |
| _____                    | _____         | _____                          |
| (Application Serial No.) | (Filing Date) | (Status)                       |
|                          |               | (patented, pending, abandoned) |
| _____                    | _____         | _____                          |
| (Application Serial No.) | (Filing Date) | (Status)                       |
|                          |               | (patented, pending, abandoned) |

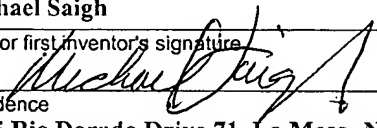
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

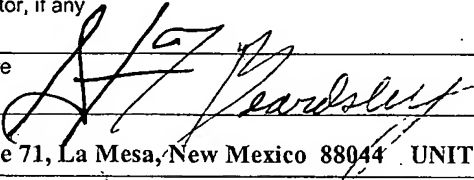
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Kevin Lynn Wildenstein, USPTO Reg. 39,072

Send Correspondence to: Kevin Lynn Wildenstein  
Southwest Intellectual Property Services, LLC  
6700-B Jefferson NE, Suite 8  
Albuquerque, New Mexico 87109

Direct Telephone Calls to: *(name and telephone number)*  
Kevin Wildenstein 505.468.0555

|   |                              |
|---|------------------------------|
| Full name of sole or first inventor<br><b>Michael Saigh</b>   |                              |
| Sole or first inventor's signature<br> | Date<br><b>March 23 2004</b> |
| Residence<br><b>6555 Rio Dorado Drive 71, La Mesa, New Mexico 88044 UNITED STATES</b>                                     |                              |
| Citizenship<br><b>UNITED STATES</b>   |                              |
| Post Office Address   |                              |
|   |                              |

|  |                              |
|--|------------------------------|
| Full name of second inventor, if any<br><b>Steve Beardsley</b>   |                              |
| Second inventor's signature<br> | Date<br><b>March 22 2004</b> |
| Residence<br><b>6555 Rio Dorado Drive 71, La Mesa, New Mexico 88044 UNITED STATES</b>                              |                              |
| Citizenship<br><b>UNITED STATES</b>  |                              |
| Post Office Address  |                              |
|  |                              |

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) AND 1.27 (b)) - INDEPENDENT INVENTOR**

Docket No.  
**AUTOCART**

Serial No.  
**09/614,821**

Filing Date  
**July 12, 2000**

Patent No.

Issue Date

Applicant/ **SAIGH et al.**  
Patentee:

Invention:

**SYSTEM, METHOD AND PROCESS FOR ORDER AND DELIVERY OF CLASSIFIED GOODS AND SERVICES  
THROUGH AN AMALGAMATED DRIVE-THRU COMPLEX**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled above and described in:

- ☒ the specification to be filed herewith.  
☒ the application identified above.  
☐ the patent identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ No such person, concern or organization exists.  
☒ Each such person, concern or organization is listed below.

**\*NOTE:** Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27)

FULL NAME **AutoCart, LLC**

ADDRESS **6555 Rio Dorado Drive 71, La Mesa, New Mexico 88044 UNITED STATES**
☐ Individual

☒ Small Business Concern

☐ Nonprofit Organization

FULL NAME

ADDRESS

☐ Individual

☐ Small Business Concern

☐ Nonprofit Organization

FULL NAME

ADDRESS

☐ Individual

☐ Small Business Concern

☐ Nonprofit Organization

FULL NAME

ADDRESS

☐ Individual

☐ Small Business Concern

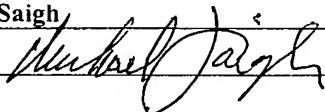
☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR Michael Saigh

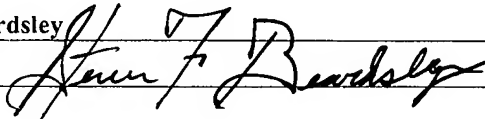
SIGNATURE OF INVENTOR



DATE: March 23 2004

NAME OF INVENTOR Steve Beardsley

SIGNATURE OF INVENTOR



DATE: March 22 2004

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

**Assignment of Rights, Title and Interest in Invention**  
**(Multiple inventors; single assignee)**

Docket No.  
AUTOCART

*This is an Assignment of the following rights, title and interest: (check all that apply):*

- ☒ *United States of America rights, title and interest in the invention*  
☒ *Foreign rights, title and interest in the invention*  
☒ *United States Patent Application Serial No.* 09/614,821

*Date of Execution:* \_\_\_\_\_

*Date of Filing:* July 12, 2000

☐ *United States Provisional Patent Application Serial No.* \_\_\_\_\_

☐ *United States Patent No(s).* \_\_\_\_\_

☐ *International (PCT) Patent Application Serial No.* \_\_\_\_\_

☐ *Other (specify)* \_\_\_\_\_

***Title of the Invention***

SYSTEM, METHOD AND PROCESS FOR DELIVERY OF CLASSIFIED GOODS AND SERVICES  
THROUGH A DRIVE-THROUGH COMPLEX (as amended herein)

***Inventors (assignors)***

| <i>Name</i>     | <i>Address</i> |
|-----------------|----------------|
| Michael Saigh   |                |
| Steve Beardsley |                |
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***Assignee***

| <i>Name</i>   | <i>Address</i>  |
|---------------|---|
| AutoCart, LLC | 6555 Rio Dorado Drive 71, La Mesa, New Mexico 88044 UNITED STATES |

### Assignment of Rights, Title and Interest in Invention (Multiple inventors; single assignee)

Docket No.  
**AUTOCART**

*Whereas, we, the above-identified Inventors, have invented certain new and useful improvements in the Invention identified above and described in the above-identified patent application(s) and/or patent(s) (hereinafter referred to as "Invention");*

*And, whereas we desire to assign our above-identified rights, title and interest in the Invention to the above-identified Assignee;*

*Now, this indenture witnesseth, that for good and valuable consideration, the receipt whereof is hereby acknowledged;*

*We hereby assign, sell and transfer our above-identified rights, title and interest in said Invention, said application(s) as identified above, including any divisions, continuations, and continuations-in-part thereof, and in and to any and all Letters Patent of the United States, and countries foreign thereto, which may be granted or have granted for said Invention, and in and to any and all reissues and reexaminations thereof, and in and to any and all priority rights, Convention rights, and other benefits accruing or to accrue to us with respect to the filing of applications for patents or securing of patents in the United States and countries foreign thereto, unto said Assignee;*

*And we hereby authorize and request the Director of the United States Patent and Trademark Office to issue any United States Letters Patent which may issue for said Invention to said Assignee, as assignee of the whole right, title and interest thereto;*

*And we further agree to sign and execute all necessary and lawful future documents, including applications for foreign patents, for filing divisions, continuations and continuations-in-part of said application for patent, and/or, for obtaining any reissue or reissues of any Letters Patent which may be granted for my aforesaid Invention, as the Assignee or its Designee(s) may from time to time require and prepare at its own expense.*

*Inventors' Signatures (if Notarization is desired, do not sign here and proceed to next page)*

[illegible]

Assignment of Rights, Title and Interest in Invention  
(Multiple inventors; single assignee)

Docket No.  
AUTOCART

Notarization

(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)

Executed this 23 day of MARCH, in the year 2004  
at Las Cruces, New Mexico.

State of NEW MEXICO

County of DONA ANA

Before me personally appeared Michael Saigh  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this 23rd day of MARCH, in the year 2004

Michael Saigh  
(Signature of Inventor)



OFFICIAL SEAL  
Judith A. Baca

NOTARY PUBLIC  
STATE OF NEW MEXICO

Judith A. Baca  
(Notary Public)

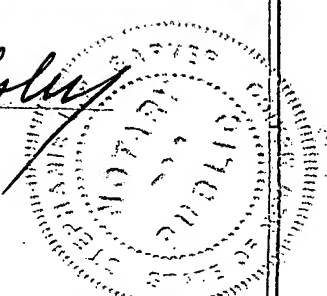
Executed this 22 day of MARCH, in the year 2004  
at Las Cruces, New Mexico.

State of NEW MEXICO

County of DONA ANA

Before me personally appeared Steve Beardsley  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this 22 day of MARCH, in the year 2004

Steve Beardsley  
(Signature of Inventor)



Stephanie LP Gerner  
(Notary Public)

Executed this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_  
at \_\_\_\_\_

State of \_\_\_\_\_

County of \_\_\_\_\_

Before me personally appeared \_\_\_\_\_  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_

\_\_\_\_\_  
(Signature of Inventor)

\_\_\_\_\_  
(Notary Public)



|   |                                     |            |                               |
|---|-------------------------------------|------------|-------------------------------|
| <b>VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) AND 1.27 (c)) - SMALL BUSINESS CONCERN</b>  |                                     |            | Docket No.<br><b>AUTOCART</b> |
| Serial No.<br><b>09/614,821</b>   | Filing Date<br><b>July 12, 2000</b> | Patent No. | Issue Date                    |
| Applicant/<br>Patentee:   |                                     |            |                               |
| Invention:  |                                     |            |                               |
| <p>I hereby declare that I am:</p> <p><input type="checkbox"/> the owner of the small business concern identified below:</p> <p><input checked="" type="checkbox"/> an official of the small business concern empowered to act on behalf of the concern identified below:</p> <p>NAME OF CONCERN: <u>AutoCart, LLC</u></p> <p>ADDRESS OF CONCERN: <u>6555 Rio Dorado Drive 71, La Mesa, New Mexico UNITED STATES</u></p> <p>I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.</p> <p>I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the above identified invention described in:</p> <p><input checked="" type="checkbox"/> the specification filed herewith with title as listed above.</p> <p><input checked="" type="checkbox"/> the application identified above.</p> <p><input type="checkbox"/> the patent identified above.</p> <p>If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed on the next page and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).</p> |                                     |            |                               |

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern or organization exists.  
☐ each such person, concern or organization is listed below.

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Steve Beardsley

TITLE OF PERSON SIGNING \_\_\_\_\_

OTHER THAN OWNER: President

ADDRESS OF PERSON SIGNING: AutoCart, LLC

6555 Rio Dorado Drive 71

La Mesa, New Mexico UNITED STATES

SIGNATURE:  DATE: March 22, 2004



PTO/SB/82 (08-03)

Approved for use through 11/30/2005. OMB 0651-0035

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REVOCATION OF POWER OF  
ATTORNEY and  
APPOINTMENT OF NEW  
POWER OF ATTORNEY**

|                        |                |
|------------------------|----------------|
| Application Number     | 09/614,821     |
| Filing Date            | July 12, 2000  |
| First Named Inventor   | SAIGH, Michael |
| Art Unit               | 3653           |
| Examiner Name          | J. Shapiro     |
| Attorney Docket Number | AUTOCART       |

I hereby revoke all previous powers of attorney given in the above-identified application:

☒ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners at Customer Number:

34534

☒ Please change the correspondence address for the above-identified application to:☒ The address associated with  
Customer Number:

34534

☐ Firm or  
Individual Name

Address

Address

City

Country

State

ZIP

Telephone

Fax

I am the:

☐ Applicant/Inventor☒ Assignee of record of the entire interest. See 37 CFR 3.71  
Statement under 37CFR 3.73(b) is enclosed (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Name Steve Dearosley, President - AutoCart LLC

Signature 

Date March 22 2004

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2